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HIGH COURT OF CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI JAGDISH BHALLA, Ag. CJ

Writ Petition (C) No. 6046 of 2007

Petitioner Smt. Laxmi J Shah, widow of Late Jawaharlal Shah, aged about 47 years, resident of Sadar Bazar, Raipur & Bilaspur, through her power of Attorney Shri Jignesh Shah S/o Jethalal Shah R/o Sadar Bazar, Bilaspur.

VERSUS

Respondents

1. The Rent Controlling Authority, Bilaspur
2. Shyam Sundar Saraf (Soni), son of Late Baijnath Prasad Saraf, Proprietor, Shyam Sundar Baijnath Saraf Jewelers, Sadar Bazar, Bilaspur.

Writ Petition under Articles 227 of the Constitution of India

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Present: Shri Kshitij Sharma, counsel for the petitioner.
Shri G.D. Vaswani, Govt. Advocate for the State.

ORAL ORDER
(Passed on 09th October, 2007)

The petitioner/landlord has moved an application to get an order of eviction in the year 2003. Thereafter he moved an application before the Rent Controlling Authority to expedite the said application in the month of December, 2005. The said application is still pending. Learned counsel for the petitioner relies upon Section 23 (D) of C.G. Accommodation Control Act wherein it is provided that as far as possible the application for eviction be decided within a period of six months of the order granting leave to the tenant to contest the application. The leave was granted on 24th May, 2005. Thus, almost three years have already passed, therefore, the interest of justice would suffice if the Rent Controlling Authority considers and decides the matter expeditiously.

With the aforesaid observation, writ petition stands disposed of.

Sd/-
Ag. Chief Justice

Kamde